

Practitioner's Docket No. 05126.00001



REISSUE APPLICATION DECLARATION AND POWER OF ATTORNEY

DECLARATION BY THE INVENTORS

Handwritten: #12, PATENT, Declaration, 3/19/02
RECEIVED

MAR 08 2002

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name, I believe I am an original, first and joint inventor of the subject matter that is described and claimed in letters patent number 5,840,531, granted on November 24, 1998, and for which invention I solicit a reissue patent on the invention entitled INGAP PROTEIN INVOLVED IN PANCREATIC ISLET NEOGENESIS, the specification of which as amended by the attached Preliminary Amendment is attached hereto.

TECH CENTER 1600/2900

ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR
(37 C.F.R. section 1.175)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information that is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

In compliance with this duty, there is attached an information disclosure statement in accordance with 37 C.F.R. section 1.98.

PRIORITY CLAIM

I do not claim foreign priority benefits under Title 35, United States Code, section 119 of any foreign application(s) for patent. No such applications have been filed.

**STATEMENT OF INOPERATIVENESS
OR INVALIDITY OF ORIGINAL PATENT**
(37 C.F.R. section 1.175)

That I verily believe the original patent to be partly inoperative or invalid by reason of (37 C.F.R. section 1.175(a)(1)):

the patentee claiming more or less than the patentee had a right to claim in the patent. The claims are wholly or partly invalid because claim 12 inadvertently reads on a genomic sequence in its natural state.

That the error listed above, which is being corrected, up to the time of the filing of this reissue declaration arose without any deceptive intention on the part of the applicant. (37 C.F.R. section 1.175(a)(2)).

I hereby appoint the practitioner(s) associated with the Customer Number provided below to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Customer No.: 22,907

SEND CORRESPONDENCE TO

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202-508-9100

DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

SIGNATURES BY THE INVENTORS

Full name of sole or first inventor: Aaron I. Vinik

Inventor's signature _____

Date _____
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Full name of second joint inventor: Gary L. Pittenger

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Date _____

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Full name of third joint inventor: Ronit Rafaeloff-Phail

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Date _____

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Full name of fourth joint inventor: Lawrence Rosenberg

Inventor's signature _____

Date _____

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Full name of fifth joint inventor: William P. Duguid (Deceased)

Inventor's signature Jean T.S. Duguid
Mrs. Jean T.S. Duguid
Legal Representative

Date 28th February 2002
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